

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

HAROLD HOLMES,  
 Plaintiff,

vs.

UNITED STATES OF AMERICA,  
 Defendant.

2:11-cv-00589-KJD-LRL

**ORDER**

Plaintiff has submitted a *pro se* civil rights complaint. Plaintiff has failed to either pay the filing fee or submit an application to proceed *in forma pauperis* on the required form. *See* 28 U.S.C. § 1915(a)(1)-(2); Local Rules of Special Proceedings 1-1, 1-2. Accordingly, plaintiff's action is dismissed without prejudice. If plaintiff wishes to pursue this matter, he should file a new action, with a new case number, along with either the \$350 filing fee or a completed application to proceed *in forma pauperis* on the court-approved form. The application must be accompanied by all required financial documentation, as described in the instructions for use of the form.

**IT IS THEREFORE ORDERED** that this action is **DISMISSED** without prejudice.

**IT IS FURTHER ORDERED** that the Clerk **SHALL SEND** plaintiff the approved forms for

1 filing a civil rights lawsuits under 42 U.S.C. §1983, an Application to Proceed *In Forma Pauperis* by  
2 a prisoner, as well as the document "Information and Instructions for Filing a Motion to Proceed *In*  
3 *Forma Pauperis*."

4 **IT IS FURTHER ORDERED** that the Clerk shall enter judgment accordingly and close this  
5 case.

6 DATED: May 26, 2011

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12 UNITED STATES DISTRICT JUDGE  
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